

SEP 14 2005

**FAX TRANSMISSION****DATE:** September 14, 2005**PTO IDENTIFIER:** Application Number 10/028,978-Conf. #3742  
Patent Number**Inventor:** Tetsuya Kondo**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** CONNOLLY BOVE LODGE & HUTZ LLP  
Morris Liss**PHONE:** (202) 331-7111**Attorney Dkt. #:** 21994-00036-US**PAGES (Including Cover Sheet):** 13**CONTENTS:** Amendment in Response to Non-Final Office Action (11 pages)  
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Application No. (if known): 10/028,978

Attorney Docket No.: 21994-00036-US

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Amendment in Response to Non-Final Office Action (3 pages)

SEP 14 2005

Docket No.: 21994-00036-US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Tetsuya Kondo

Application No.: 10/028,978

Confirmation No.: 3742

Filed: December 28, 2001

Art Unit: 2652

For: INFORMATION RECORDING MEDIUM  
REPRODUCING APPARATUS AND  
RECORDING APPARATUS THEREOF

Examiner: M. V. Battaglia

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated June 16, 2005, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.